IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 1264 (S/S) of 2005

Harish Chandra Tiwari,
Son of late Sri P.N. Tiwari,
Resident of Pyare Lodge, (Cantt),
Tallital,
Nainital. .....Petitioner.

Versus

1. Hon'ble High Court of Uttaranchal at Nainital, through its Registrar General.
2. Registrar General, Hon'ble High Court of Uttaranchal at Nainital.
3. District Judge, Nainital.

.....Respondents.

Hon'ble M.M. Ghildiyal, J.:

Heard Sri Manoj Tiwari, learned counsel for the petitioner and learned standing counsel, who has accepted notices on behalf of respondents.

By means of this writ petition, the petitioner has prayed to issue a writ in the nature of certiorari quashing the order dated 20.07.2005 passed by respondent no. 2 and order dated 01.12.2003 passed by respondent no. 3 and has further prayed to grant him revised pay scale of Rs. 2000 – 3200/- along with all consequential benefits including arrears of salary.

The petitioner has made a representation before respondent no. 3 i.e. District Judge, Nainital to grant him the pay scale of Rs. 2000-3200 along with all consequential benefits. The said claim was rejected by the learned District Judge, Nainital vide order dated 01.12.2003 with an observation that the petitioner may file representation before Hon'ble High Court. Aggrieved by the order dated 01.12.2003 passed by

learned District Judge, Nainital petitioner has made representation dated 25.02.2004, to the Registrar instead of pending appeal before the administrative Judges, which was rejected by the Registrar General of the High Court of Uttaranchal vide order dated 20.07.2005 stating therein that order passed by District Judge, Nainital is appealable.

I found no illegality in the order dated 20.07.2005 passed by respondent no. 2 i.e. Registrar General, High Court of Uttaranchal, Nainital.

Writ Petition is dismissed on the ground of alternative remedy.

(M.M. Ghildiyal, J.)

September 2, 2005
SKSharma